

ESTTA Tracking number: **ESTTA776807**

Filing date: **10/14/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

### Opposer Information

Name	Meccano
Granted to Date of previous extension	10/16/2016
Address	363 Avenue Antoine de Saint Exupery Calais, 62100 FRANCE

Domestic Representative	Matthew L. Frisbee Fross Zelnick Lehrman & Zissu, P.C. 866 United Nations Plaza New York, NY 10017 UNITED STATES mfrisbee@fzlz.com, sdouglass@fzlz.com, bsolomon@fzlz.com Phone:212-813-5900
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### Applicant Information

Application No	86818942	Publication date	04/19/2016
Opposition Filing Date	10/14/2016	Opposition Period Ends	10/16/2016
Applicant	Pothapragada, Shanti 1441 Van Buren Ave St. Paul, MN 55104 UNITED STATES		

### Goods/Services Affected by Opposition


Class 009. First Use: 0 First Use In Commerce: 0  
All goods and services in the class are opposed, namely: Computer game software; video game software


### Grounds for Opposition


Priority and likelihood of confusion	Trademark Act Section 2(d)
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### Marks Cited by Opposer as Basis for Opposition


U.S. Registration No.	83171	Application Date	10/31/1908
Registration Date	08/22/1911	Foreign Priority Date	NONE
Word Mark	MECCANO		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 028. First use: First Use: 1907/09/14 First Use In Commerce: 1907/09/14 MECHANICAL TOYS

U.S. Registration No.	157149	Application Date	10/21/1920
Registration Date	07/25/1922	Foreign Priority Date	NONE
Word Mark	MECCANO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 028. First use: First Use: 1915/11/00 First Use In Commerce: 1915/11/00 Electrical Toys		

U.S. Registration No.	4836828	Application Date	04/30/2015
Registration Date	10/20/2015	Foreign Priority Date	11/06/2014
Word Mark	MECCANOTECH		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 028. First use: First Use: 0 First Use In Commerce: 0 Toys, namely, construction toys, mechanical toys, and robotic toys; construction toys, namely, plastic and metal building components sold together as a unit with a computer program and computer peripherals		

U.S. Application No.	86543944	Application Date	02/24/2015
Registration Date	NONE	Foreign Priority Date	11/06/2014
Word Mark	MECCANOID		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2015/01/06 First Use In Commerce: 2015/01/06 Programmable, interactive robots for personal, educational and hobby use, and structural parts therefor; Computer peripherals and computer programs for use in building and operating toy robots, sold together with plastic and metal building components; computer hardware</p> <p>Class 028. First use: First Use: 2015/01/06 First Use In Commerce: 2015/01/06 Construction toys; mechanical toys; robotic toys; construction toys, namely, plastic and metal building components sold together as a unit with a computer program and computer peripherals</p>		

U.S. Application No.	86615830	Application Date	04/30/2015
Registration Date	NONE	Foreign Priority Date	11/06/2014
Word Mark	MECCABRAIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2015/01/06 First Use In Commerce: 2015/01/06 Based on 1(a) and 44(d): Computer software integrated into robots for use in programming sound and movement; computer programs for use in building and operating toy robots, sold together as a unit with plastic and metal building components; Based on 44(d): Programmable, interactive robots for personal, educational and hobby use, and structural parts therefor</p> <p>Class 028. First use: First Use: 2015/01/06 First Use In Commerce: 2015/01/06</p>		

	Based on 1(a) and 44(d): Construction toys, namely, plastic and metal building components sold together as a unit with a computer program and computer peripherals for use in robots for programming sound and movement; Based on 44(d): Construction toys; mechanical toys; robotic toys; construction toys, namely, plastic and metal building components sold together as a unit with a computer program and computer peripherals
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Attachments	71038385#TMSN.png( bytes ) 71138647#TMSN.png( bytes ) 86615844#TMSN.png( bytes ) 86543944#TMSN.png( bytes ) 86615830#TMSN.png( bytes ) F2072149.pdf(1951335 bytes )
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### Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/matthew l. frisbee/
Name	Matthew L. Frisbee
Date	10/14/2016

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Opposer's Ref: MECC 1603630

In the Matter of Application Serial No. 86/818942

Mark: MECC

-----X		
Meccano,	:	
	:	
Opposer,	:	
	:	Opposition No. _____
- against -	:	
	:	
Shanti Pothapragada,	:	
	:	
Applicant.	:	
-----X		

**NOTICE OF OPPOSITION**

Opposer, Meccano, a société par actions simplifiée organized and existing under the laws of France, with an address of 363 Avenue Antoine de Saint Exupéry, 62100 Calais, France, believes that it would be damaged by the issuance of a registration for the trademark MECC, as applied for in intent-to-use Application Serial No. 86/818942, and therefore opposes the same. As grounds for its opposition, Opposer, by its attorneys Fross Zelnick Lehrman & Zissu, P.C., alleges as follows:

1. Opposer is the owner of a number of MECC-formative marks for mechanical toys and computer programs to be used with toy robots. Opposer's MECCANO mark has been in use in U.S. commerce for mechanical toys continuously since at least as early as September 14, 1907, and since January 6, 2015, Opposer has used the marks MECCANOID and MECCABRAIN in U.S. commerce for computer programs to be used with toy robots (the foregoing marks are hereinafter referred to as the MECC-Formative marks).

2. Opposer owns the U.S. Registrations listed below. A TSDR copy of each of the registrations is attached as Exhibit A and is made of record:

- a. Registration No. 83171 for the mark **MECCANO**, filed on October 31, 1908, registered on August 22, 1911, and most recently renewed on July 27, 2011, for “mechanical toys” in Class 28.
- b. Registration No. 157149 for the mark MECCANO, filed on October 21, 1920, registered on July 25, 1922, and most recently renewed on July 10, 2012 for “electrical toys” in Class 28.
- c. Registration No. 4836828 for the mark MECCANOTECH, which was granted a priority filing date of November 06, 2014, and which registered on October 20, 2015, for “toys, namely, construction toys, mechanical toys, and robotic toys; construction toys, namely, plastic and metal building components sold together as a unit with a computer program and computer peripherals” in Class 28.

3. These registrations are valid, subsisting, and in full force and effect and constitute *prima facie* evidence of the validity of the marks shown and of Opposer’s exclusive right to use the marks on the goods identified in the registrations pursuant to the Lanham Act, 15 U.S.C. § 1057(b).

4. Opposer also owns two applications for MECC-formative marks. The first is Application Serial No. 86/543944 for the mark MECCANOID, which claims the priority filing date of November 6, 2014, and which was first used in U.S. commerce on January 6, 2015 for “programmable, interactive robots for personal, educational and hobby use, and structural parts therefor; computer peripherals and computer programs for use in building and operating toy robots, sold together with plastic and metal building components; computer hardware” in Class 9 and “construction toys; mechanical toys; robotic toys; construction toys, namely, plastic and metal building components sold together as a unit with a computer program and computer peripherals” in Class 28. The second is Application Serial No. 86/615830 for the mark

MECCABRAIN, which claims a priority filing date of November 06, 2014, and which was first used in U.S. commerce on January 6, 2015 for “computer software integrated into robots for use in programming sound and movement; computer programs for use in building and operating toy robots, sold together as a unit with plastic and metal building components” in Class 9 and “construction toys, namely, plastic and metal building components sold together as a unit with a computer program and computer peripherals for use in robots for programming sound and movement” in Class 28. A TSDR copy of each of the applications is attached as Exhibit B and is made of record.

5. Upon information and belief, Applicant, Shanti Pothapragada, is an individual with an address of 1441 Van Buren Ave, St. Paul, Minnesota 55104.

6. On November 13, 2015, Applicant filed an application to register the mark MECC for “computer game software; video game software” in Class 9. The application is based on an intention to use, and was assigned Serial No. 86/818942.

7. On information and belief, Applicant made no use of the MECC mark prior to the filing date, and thus the filing date is the effective priority date. This date, the only date on which the applicant can rely is long after Opposer commenced use of, filed for, and obtained registrations for its MECC-Formative marks, and thus Opposer has priority.

8. As a matter of law, prior to his adoption and filing of the application to register MECC as a trademark for Class 9 goods, Applicant was on constructive notice of Opposer’s prior rights in the MECC-Formative marks by virtue of their registrations

9. The mark that Applicant seeks to register, MECC, is fully contained in Opposer’s MECC-Formative marks. Applicant’s application covers goods that are similar, closely related to or complementary to Opposer’s goods.

10. Applicant’s application is unrestricted with respect to the channels of trade through which the goods identified in the opposed application are or will be marketed. Given the relatedness of Parties’ goods, it is presumed that the channels of trade also will overlap and will

include all trade channels customary for computer game software and video game software, which are likely to include Opposer's trade channels.

11. Based on the similarities of the marks and the goods, the public is likely to mistakenly associate the goods offered by Applicant under the MECC mark with Opposer or with Opposer's computer programs to be used with toy robots, or to believe that Applicant's goods are sponsored, endorsed or licensed by Opposer, or that there is some relationship between Applicant and Opposer.

12. For the above reasons, any use of the mark MECC by Applicant is likely to cause confusion, cause mistake or deceive the public, and cause the public to believe that the goods offered under the mark MECC emanate from or are otherwise sponsored by or endorsed by Opposer, in violation of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

13. Registration of the MECC mark is inconsistent with Opposer's rights in the MECC-Formative Marks and will harm Opposer.

14. By reason of the foregoing, Opposer is likely to be harmed by registration of the mark MECC to Applicant.

WHEREFORE, it is respectfully requested that this opposition be sustained and that the registration sought by Application Serial No. 86/818942 be denied.

Dated: New York, New York  
October 14, 2016

Respectfully submitted,

FROSS ZELNICK LEHRMAN  
& ZISSU, P.C.

By 

Matthew L. Frisbee  
Attorneys for Opposer  
866 United Nations Plaza  
New York, New York 10017  
(212) 813-5900



CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by prepaid, first-class mail this 14<sup>th</sup> day of October, 2016, upon Applicant at his correspondence address of record, 1441 Van Buren Ave, St. Paul, Minnesota 55104.

A handwritten signature in black ink, appearing to read 'Matthew L. Frisbee', written over a horizontal line.

Matthew L. Frisbee

# EXHIBIT A

Generated on: This page was generated by TSDR on 2016-10-14 15:06:44 EDT

Mark: MECCANO

MECCANO

US Serial Number: 71038385

Application Filing Date: Oct. 31, 1908

US Registration Number: 83171

Registration Date: Aug. 22, 1911

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jul. 27, 2011

## Mark Information

Mark Literal Elements: MECCANO

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "\*" identify additional (new) wording in the goods/services.

For: MECHANICAL TOYS

International Class(es): 028

U.S Class(es): 022 - Primary Class

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 14, 1907

Use In Commerce: Sep. 14, 1907

## Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

## Current Owner(s) Information

Owner Name: MECCANO

Owner Address: 363 Avenue Antoine de Saint Exupery  
Calais 62100  
FRANCE

Legal Entity Type: JOINT STOCK COMPANY

State or Country Where Organized: FRANCE

## Attorney/Correspondence Information

**Attorney of Record****Attorney Name:** Jay Geller**Attorney Primary** jhgeller@aol.com  
**Email Address:****Attorney Email** Yes  
**Authorized:****Correspondent****Correspondent** Jay Geller  
**Name/Address:** 12100 Wilshire Bl., Suite 500  
Los Angeles, CALIFORNIA 90025  
UNITED STATES**Phone:** 3109799966**Fax:** 3109430430**Correspondent e-** jhgeller@aol.com  
**mail:****Correspondent e-** Yes  
**mail Authorized:****Domestic Representative****Domestic** V.T. GIORDANO  
**Representative**  
**Name:**

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**Prosecution History**

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Date	Description	Proceeding Number
Jul. 27, 2011	REGISTERED AND RENEWED (FIFTH RENEWAL - 10 YRS)	66607
Jul. 27, 2011	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jul. 25, 2011	TEAS SECTION 8 & 9 RECEIVED	
Jun. 14, 2011	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jun. 14, 2011	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Aug. 18, 2008	CASE FILE IN TIGRS	
Sep. 25, 2002	REGISTERED AND RENEWED (FOURTH RENEWAL - 10 YRS)	
Sep. 25, 2002	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Sep. 16, 2002	RESPONSE RECEIVED TO POST REG. ACTION - SEC. 8 & 9	
Jan. 09, 2002	POST REGISTRATION ACTION MAILED - SEC. 8 & 9	
Oct. 23, 2001	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Oct. 31, 1991	REGISTERED AND RENEWED (FOURTH RENEWAL - 10 YRS)	
Aug. 15, 1991	REGISTERED - SEC. 9 FILED/CHECK RECORD FOR SEC. 8	
Jan. 08, 1987	MISCELLANEOUS PAPER	
Aug. 22, 1971	REGISTERED AND RENEWED (THIRD RENEWAL - 20 YRS)	

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**Maintenance Filings or Post Registration Information**

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**Affidavit of** Section 8 - Accepted  
**Continued Use:****Renewal Date:** Aug. 22, 2011

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**TM Staff and Location Information**

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**TM Staff Information - None****File Location****Current Location:** GENERIC WEB UPDATE**Date in Location:** Jul. 27, 2011

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**Assignment Abstract Of Title Information**

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**Summary****Total Assignments:** 9**Registrant:** MECCANO LIMITED

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**Assignment 1 of 9**

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**Conveyance:** ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL**Reel/Frame:** 0112/0539**Pages:** 2**Date Recorded:** Apr. 24, 1964**Supporting** No Supporting Documents Available  
**Documents:**

Name: GILBERT, A. C., COMPANY, THE  
Legal Entity Type: CORPORATION

Assignor  
Execution Date: Feb. 18, 1964  
State or Country MARYLAND  
Where Organized:

Name: MECCANO LIMITED  
Legal Entity Type: CORPORATION

Assignee  
State or Country GREAT BRITAIN  
Where Organized:

Address: BINNS RD.  
LIVERPOOL 13, ENGLAND

Correspondent

Correspondent Name: YOUNG & THOMSON

Correspondent Address: TOWER BLDG.  
14TH & K STS., N.W.  
WASHINGTON 5, DC

Domestic Representative - Not Found

Assignment 2 of 9

Conveyance: CHANGE OF NAME 19700115

Reel/Frame: 0209/0738

Pages: 1

Date Recorded: Aug. 23, 1971

Supporting Documents: No Supporting Documents Available

Name: MECCANO LIMITED  
Legal Entity Type: UNKNOWN

Assignor  
Execution Date: Oct. 13, 1970  
State or Country No Place Where Organized Found  
Where Organized:

Name: MECCANO TRI-ANG LIMITED  
Legal Entity Type: UNKNOWN

Assignee  
State or Country No Place Where Organized Found  
Where Organized:

Address: No Assignee Address Found

Correspondent

Correspondent Name: YOUNG & THOMPSON

Correspondent Address: TOWER BLDG.  
14TH AND K STS. N. W.  
WASHINGTON, DC 20005

Domestic Representative - Not Found

Assignment 3 of 9

Conveyance: CHANGE OF NAME 19711208

Reel/Frame: 0288/0357

Pages: 1

Date Recorded: Jun. 08, 1976

Supporting Documents: No Supporting Documents Available

Name: MECCANO TRI-ANG LIMITED  
Legal Entity Type: UNKNOWN

Assignor  
Execution Date: Aug. 20, 1975  
State or Country No Place Where Organized Found  
Where Organized:

Name: MECCANO TRI-ANG REALISATIONS LIMITED  
Legal Entity Type: UNKNOWN

Assignee  
State or Country No Place Where Organized Found  
Where Organized:

Address: No Assignee Address Found

Correspondent

Correspondent Name: YOUNG & THOMPSON

Name:

Correspondent 2001 JEFFERSON DAVIS HWY.  
Address: ARLINGTON, VA 22202

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Domestic Representative - Not Found

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Assignment 4 of 9

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Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: 0282/0743

Pages: 1

Date Recorded: Mar. 19, 1976

Supporting No Supporting Documents Available  
Documents:

Assignor

Name: MECCANO TRI-ANG REALISATIONS LIMITED

Execution Date: Nov. 05, 1975

Legal Entity Type: COMPANY

State or Country GREAT BRITAIN  
Where Organized:

Assignee

Name: MECCANO LIMITED

Legal Entity Type: COMPANY

State or Country GREAT BRITAIN  
Where Organized:

Address: 236 BINNS ROAD  
LIVERPOOL L13 1DA, ENGLAND

Correspondent

Correspondent YOUNG & THOMPSON  
Name:

Correspondent 2001 JEFFERSON DAVIS HWY.  
Address: ARLINGTON, VA 22202

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Domestic Representative - Not Found

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Assignment 5 of 9

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Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: 0413/0615

Pages: 1

Date Recorded: Apr. 15, 1982

Supporting No Supporting Documents Available  
Documents:

Assignor

Name: MECCANO LIMITED

Execution Date: Mar. 05, 1982

Legal Entity Type: CORPORATION

State or Country GREAT BRITAIN  
Where Organized:

Assignee

Name: MIRO-MECCANO

Legal Entity Type: CORPORATION

State or Country FRANCE  
Where Organized:

Address: LE BELVEDERE, 118-130 AVENUE  
JEAN-JAURES, PARIS 19, FRANCE

Correspondent

Correspondent YOUNG & THOMPSON  
Name:

Correspondent 2001 JEFF. DAVIS HWY.  
Address: ARLINGTON, VA 22202

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Domestic Representative - Not Found

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Assignment 6 of 9

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Conveyance: CHANGE OF NAME 19840924

Reel/Frame: 0548/0731

Pages: 8

Date Recorded: Jan. 07, 1987

Supporting No Supporting Documents Available  
Documents:

Assignor

Name: MIRO-MECCANO

Execution Date: Oct. 25, 1984

**Legal Entity Type:** UNKNOWN

**State or Country** No Place Where Organized Found  
**Where Organized:**

**Assignee**

**Name:** GENERAL MILLS JEUX ET JOUETS

**Legal Entity Type:** UNKNOWN

**State or Country** No Place Where Organized Found  
**Where Organized:**

**Address:** No Assignee Address Found

**Correspondent**

**Correspondent Name:** YOUNG AND THOMPSON

**Correspondent Address:** 745 SOUTH 23RD ST.  
ARLINGTON, VA 22202

**Domestic Representative - Not Found**

**Assignment 7 of 9**

**Conveyance:** ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

**Reel/Frame:** 0548/0772

**Pages:** 1

**Date Recorded:** Jan. 08, 1987

**Supporting Documents:** No Supporting Documents Available

**Assignor**

**Execution Date:** Oct. 31, 1985

**Legal Entity Type:** UNKNOWN

**State or Country** No Place Where Organized Found  
**Where Organized:**

**Assignee**

**Name:** MECCANO

**Legal Entity Type:** UNKNOWN

**State or Country** No Place Where Organized Found  
**Where Organized:**

**Address:** 363 AVENUE ANTOINE DE SAINT-EXUPERY  
CALAIS PAS-DE-CALAIS, FRANCE

**Correspondent**

**Correspondent Name:** YOUNG & THOMPSON

**Correspondent Address:** 745 SOUTH 23RD STREET  
ARLINGTON, VA 22202

**Domestic Representative - Not Found**

**Assignment 8 of 9**

**Conveyance:** ASSIGNS THE ENTIRE INTEREST

**Reel/Frame:** 2483/0112

**Pages:** 45

**Date Recorded:** Mar. 25, 2002

**Supporting Documents:** assignment-tm-2483-0112.pdf

**Assignor**

**Execution Date:** May 10, 2001

**Legal Entity Type:** CORPORATION

**State or Country** FRANCE  
**Where Organized:**

**Assignee**

**Name:** MECCANO S.N.

**Legal Entity Type:** CORPORATION

**State or Country** FRANCE  
**Where Organized:**

**Address:** 363, AVENUE DE SAINT EXUPERY  
CALAIS, FRANCE F62300

**Correspondent**

**Correspondent Name:** VON MALTITZ, DERENBERG, KUNIN ET AL

**Correspondent Address:** V.T. GIORDANO  
60 E. 42ND STREET

SUITE 4410  
NEW YORK, NY 10165

**Domestic Representative - Not Found**

**Assignment 9 of 9**

**Conveyance:** CHANGE OF NAME

**Reel/Frame:** 3122/0865

**Pages:** 3

**Date Recorded:** Jul. 18, 2005

**Supporting Documents:** assignment-tm-3122-0865.pdf

**Name:** MECCANO S.N.

**Legal Entity Type:** JOINT STOCK COMPANY

**Assignor**

**Execution Date:** Oct. 01, 2004

**State or Country Where Organized:** FRANCE

**Assignee**

**Name:** MECCANO

**Legal Entity Type:** JOINT STOCK COMPANY

**State or Country Where Organized:** FRANCE

**Address:** 73, RUE HENRI BARBUSSE  
CLICHY, FRANCE 92110

**Correspondent**

**Correspondent Name:** V.T. GIORDANO

**Correspondent Address:** VON MALTITZ, DERENBERG, ET AL  
60 EAST 42ND STREET, SUITE 4410  
NEW YORK, NY 10165

**Domestic Representative**

**Domestic Representative Name:** V.T. GIORDANO

**Domestic Representative Address:** VON MALTITZ, DERENBERG ET AL  
60 EAST 42ND STREET, SUITE 4410  
NEW YORK, NY 10165

**Proceedings**

**Summary**

**Number of Proceedings:** 4

**Type of Proceeding: Opposition**

**Proceeding Number:** 91204862

**Filing Date:** Apr 24, 2012

**Status:** Terminated

**Status Date:** Aug 07, 2012

**Interlocutory Attorney:** ANDREW P BAXLEY

**Defendant**

**Name:** Hasbro, Inc.

**Correspondent Address:** KIM J LANDSMAN  
GOLENBOCK EISEMAN ASSOR BELL PESKOE LLP  
437 MADISON AVENUE , 35th FLOOR  
NEW YORK NY , 10022  
UNITED STATES

**Correspondent e-mail:** klandzman@golenbock.com , ejaffe@golenbock.com

**Associated marks**

**Mark**  
MECHAFLEX

**Application Status**  
Abandoned - No Statement Of Use Filed  
**Plaintiff(s)**

**Name:** Meccano

**Serial Number**  
85307106

**Registration Number**



Correspondent JAY H GELLER  
Address: JAY H GELLER A PROF CORP  
12100 WILSHIRE BLVD, SUITE 500  
LOS ANGELES CA , 90025  
UNITED STATES

Correspondent e-mail: [jhgeller@aol.com](mailto:jhgeller@aol.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MECCANO	Renewed	<u>71038385</u>	<u>83171</u>
MECCANO	Renewed	<u>71138647</u>	<u>157149</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 24, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 24, 2012	Jun 03, 2012
3	PENDING, INSTITUTED	Apr 24, 2012	
4	DELETE ENTRY	Jun 14, 2012	
5	STIPULATION FOR AN EXTENSION OF TIME	Jun 28, 2012	
6	ANSWER	Jul 12, 2012	
7	ANSWER ACCEPTED	Jul 12, 2012	
8	WITHDRAWAL OF APPLICATION	Aug 03, 2012	
9	BD'S DECISION: DISMISSED W/O PREJUDICE	Aug 07, 2012	
10	TERMINATED	Aug 07, 2012	

**Type of Proceeding: Opposition**

Proceeding Number: 91200734

Filing Date: Jul 18, 2011

Status: Terminated

Status Date: Nov 08, 2011

Interlocutory Attorney: MICHAEL B ADLIN

**Defendant**

Name: Mechanimal, LLC

Correspondent LEE KIM  
Address: TUCKER ARENSBERG PC  
1 PPG PL , SUITE 1500  
PITTSBURGH PA , 15222-5413  
UNITED STATES

Correspondent e-mail: [LKIM@TUCKERLAW.COM](mailto:LKIM@TUCKERLAW.COM)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MECHANIMAL	Registered	<u>85097131</u>	<u>4181608</u>

**Plaintiff(s)**

Name: Meccano

Correspondent JAY H GELLER  
Address: 12100 WILSHIRE BLVD, SUITE 500  
LOS ANGELES CA , 90025  
UNITED STATES

Correspondent e-mail: [jhgeller@aol.com](mailto:jhgeller@aol.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MECCANO	Renewed	<u>71038385</u>	<u>83171</u>
MECCANO	Renewed	<u>71138647</u>	<u>157149</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 18, 2011	

2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 18, 2011	Aug 27, 2011
3	PENDING, INSTITUTED	Jul 18, 2011	
4	NOTICE OF DEFAULT	Sep 14, 2011	
5	BOARD'S DECISION: SUSTAINED	Nov 04, 2011	
6	BOARD'S DECISION: SUSTAINED	Nov 04, 2011	
7	TERMINATED	Nov 04, 2011	

#### Type of Proceeding: Opposition

Proceeding Number: 91192715 Filing Date: Nov 18, 2009

Status: Terminated Status Date: Feb 24, 2011

Interlocutory Attorney: ELIZABETH WINTER

#### Defendant

Name: The Obb, LLC

Correspondent Address: HOWARD R FINE  
HOWARD R FINE ATTORNEY AT LAW  
2100 SANDERS ROAD , SUITE 200  
NORTHBROOK IL , 60062  
UNITED STATES

Correspondent e-mail: howard@hfine.com

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
MECHANIX	Abandoned - After Inter-Partes Decision	<u>77392700</u>	

Plaintiff(s)

Name: MECCANO

Correspondent Address: JOHN A. CLIFFORD  
MERCHANT & GOULD  
3200 IDS CENTER 80 SOUTH EIGHTH STREET  
MINNEAPOLIS MN , 55402  
UNITED STATES

Correspondent e-mail: jclifford@merchantgould.com , astyles@merchantgould.com

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
MECCANO	Renewed	<u>71138647</u>	<u>157149</u>
MECCANO	Renewed	<u>71038385</u>	<u>83171</u>

#### Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 18, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 18, 2009	Dec 28, 2009
3	PENDING, INSTITUTED	Nov 18, 2009	
4	RESPONSE DUE 30 DAYS (DUE DATE)	Jan 14, 2010	Feb 13, 2010
5	BOARD'S DECISION: DISMISSED	Mar 13, 2010	
6	TERMINATED	Feb 24, 2011	

#### Type of Proceeding: Opposition

Proceeding Number: 91060842 Filing Date: Mar 27, 1978

Status: Terminated Status Date: Aug 30, 1978

Interlocutory Attorney:

#### Defendant

Name: KNITTAX ARGENTINA SOCIEDAD ANONIMA, INDUSTRIAL, COMMERCIAL, FINANCIERA, INMOBILIARIA Y DE MANDATOS

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
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73099928

**Plaintiff(s)**

**Name:** MECCANO LIMITED

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MECCANO	Renewed	<u>71038385</u>	<u>83171</u>

Prosecution History		Date	Due Date
Entry Number	History Text		
1	FILED	Mar 27, 1978	
2	PENDING, INSTITUTED	Apr 20, 1978	
3	NOTICE OF DEFAULT	Jun 29, 1978	
4	DEFAULT JUDGMENT	Aug 15, 1978	
5	TERMINATED	Aug 30, 1978	

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**Mark:** MECCANO

MECCANO

**US Serial Number:** 71138647

**Application Filing Date:** Oct. 21, 1920

**US Registration Number:** 157149

**Registration Date:** Jul. 25, 1922

**Register:** Principal

**Mark Type:** Trademark

**TM5 Common Status Descriptor:**



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

**Status:** The registration has been renewed.

**Status Date:** Jul. 10, 2012

## Mark Information

**Mark Literal Elements:** MECCANO

**Standard Character Claim:** No

**Mark Drawing Type:** 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

## Related Properties Information

**Claimed Ownership of US Registrations:** 0083171

## Foreign Information

**Foreign Registration Number:** 296321

**Foreign Registration Date:** Sep. 14, 1907

**Application/Registration Country:** Foreign UNITED KINGDOM

## Goods and Services

**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*,\* identify additional (new) wording in the goods/services.

**For:** Electrical Toys

**International Class(es):** 028

**U.S Class(es):** 022 - Primary Class

**Class Status:** ACTIVE

**Basis:** 1(a) 44(e)

**First Use:** Nov. 1915

**Use in Commerce:** Nov. 1915

## Basis Information (Case Level)

**Filed Use:** Yes

**Currently Use:** Yes

**Amended Use:** No

Filed ITU: No

Filed 44D: No

Filed 44E: Yes

Filed 66A: No

Filed No Basis: No

Currently ITU: No

Currently 44D: No

Currently 44E: Yes

Currently 66A: No

Currently No Basis: No

Amended ITU: No

Amended 44D: No

Amended 44E: No

## Current Owner(s) Information

Owner Name: MECCANO

Owner Address: 363 Avenue Antoine de Saint Exupery  
Calais FRANCE 62100

Legal Entity Type: JOINT STOCK COMPANY

State or Country: FRANCE  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: KAREN LIM

Docket Number: 10623.0098US

### Correspondent

Correspondent Name/Address: KAREN LIM

FROSS ZELNICK LEHRMAN & ZISSU, P.C.  
866 UNITED NATIONS PLAZA  
NEW YORK, NEW YORK UNITED STATES 10017

Phone: 212-813-5900

Fax: 212-813-5901

### Domestic Representative

Domestic Representative Name: FROSS ZELNICK LEHRMAN & ZISSU, P.C.

## Prosecution History

Date	Description	Proceeding Number
Jul. 10, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - MAILED	
Jul. 10, 2012	REGISTERED AND RENEWED (FOURTH RENEWAL - 10 YRS)	66607
Jul. 10, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	66607
Jul. 09, 2012	TEAS SECTION 8 & 9 RECEIVED	
Jun. 14, 2011	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Jun. 14, 2011	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jan. 21, 2009	CASE FILE IN TIGRS	
Jun. 09, 2008	ATTORNEY REVOKED AND/OR APPOINTED	
Jun. 09, 2008	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 15, 2008	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 29, 2002	REGISTERED AND RENEWED (THIRD RENEWAL - 10 YRS)	
Aug. 29, 2002	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jul. 18, 2002	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Jul. 18, 2002	PAPER RECEIVED	
Jan. 12, 1987	MISCELLANEOUS PAPER	
Jul. 25, 1982	REGISTERED AND RENEWED (THIRD RENEWAL - 20 YRS)	
Jul. 25, 1982	REGISTERED AND RENEWED (THIRD RENEWAL - 20 YRS)	

## Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Renewal Date: Jul. 25, 2012

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jul. 10, 2012

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 9

Registrant: Meccano Limited

### Assignment 1 of 9

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Reel/Frame: 0112/0539

Pages: 2

Date Recorded: Apr. 24, 1964

Supporting Documents: No Supporting Documents Available

### Assignor

Name: GILBERT, A. C., COMPANY, THE

Execution Date: Feb. 18, 1964

Legal Entity Type: CORPORATION

State or Country: MARYLAND  
Where Organized:

### Assignee

Name: MECCANO LIMITED

Legal Entity Type: CORPORATION

State or Country: GREAT BRITAIN  
Where Organized:

Address: BINNS RD.  
LIVERPOOL 13, ENGLAND

### Correspondent

Correspondent Name: YOUNG & THOMSON

Correspondent Address: TOWER BLDG.  
14TH & K STS., N.W.  
WASHINGTON 5, DC

### Domestic Representative - Not Found

### Assignment 2 of 9

Conveyance: CHANGE OF NAME 19700115

Reel/Frame: 0209/0738

Pages: 1

Date Recorded: Aug. 23, 1971

Supporting Documents: No Supporting Documents Available

### Assignor

Name: MECCANO LIMITED

Execution Date: Oct. 13, 1970

Legal Entity Type: UNKNOWN

State or Country: No Place Where Organized Found  
Where Organized:

### Assignee

Name: MECCANO TRI-ANG LIMITED

Legal Entity Type: UNKNOWN

State or Country: No Place Where Organized Found  
Where Organized:

Address: No Assignee Address Found

### Correspondent

Correspondent Name: YOUNG & THOMPSON

Correspondent Address: TOWER BLDG.  
14TH AND K STS. N. W.  
WASHINGTON, DC 20005

### Domestic Representative - Not Found

### Assignment 3 of 9

Conveyance: CHANGE OF NAME 19711208

Reel/Frame: 0288/0357

Pages: 1

**Date Recorded:** Jun. 08, 1976

**Supporting Documents:** No Supporting Documents Available

**Name:** MECCANO TRI-ANG LIMITED

**Legal Entity Type:** UNKNOWN

**Assignor**

**Execution Date:** Aug. 20, 1975

**State or Country Where Organized:** No Place Where Organized Found

**Assignee**

**Name:** MECCANO TRI-ANG REALISATIONS LIMITED

**Legal Entity Type:** UNKNOWN

**State or Country Where Organized:** No Place Where Organized Found

**Address:** No Assignee Address Found

**Correspondent**

**Correspondent Name:** YOUNG & THOMPSON

**Correspondent Address:** 2001 JEFFERSON DAVIS HWY.,  
ARLINGTON, VA 22202

**Domestic Representative - Not Found**

**Assignment 4 of 9**

**Conveyance:** ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

**Reel/Frame:** 0282/0743

**Pages:** 1

**Date Recorded:** Mar. 19, 1976

**Supporting Documents:** No Supporting Documents Available

**Name:** MECCANO TRI-ANG REALISATIONS LIMITED

**Legal Entity Type:** COMPANY

**Assignor**

**Execution Date:** Nov. 05, 1975

**State or Country Where Organized:** GREAT BRITAIN

**Assignee**

**Name:** MECCANO LIMITED

**Legal Entity Type:** COMPANY

**State or Country Where Organized:** GREAT BRITAIN

**Address:** 236 BINNS ROAD  
LIVERPOOL L13 1DA, ENGLAND

**Correspondent**

**Correspondent Name:** YOUNG & THOMPSON

**Correspondent Address:** 2001 JEFFERSON DAVIS HWY.,  
ARLINGTON, VA 22202

**Domestic Representative - Not Found**

**Assignment 5 of 9**

**Conveyance:** ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

**Reel/Frame:** 0413/0615

**Pages:** 1

**Date Recorded:** Apr. 15, 1982

**Supporting Documents:** No Supporting Documents Available

**Name:** MECCANO LIMITED

**Legal Entity Type:** CORPORATION

**Assignor**

**Execution Date:** Mar. 05, 1982

**State or Country Where Organized:** GREAT BRITAIN

**Assignee**

**Name:** MIRO-MECCANO

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** FRANCE

**Address:** LE BELVEDERE, 118-130 AVENUE  
JEAN-JAURES, PARIS 19, FRANCE

**Correspondent**

**Correspondent Name:** YOUNG & THOMPSON

**Correspondent Address:** 2001 JEFF. DAVIS HWY.  
ARLINGTON, VA 22202

**Domestic Representative - Not Found**

**Assignment 6 of 9**

**Conveyance:** CHANGE OF NAME 19840924

**Reel/Frame:** 0548/0731

**Pages:** 8

**Date Recorded:** Jan. 07, 1987

**Supporting Documents:** No Supporting Documents Available

**Name:** MIRO-MECCANO

**Legal Entity Type:** UNKNOWN

**Assignor**

**Execution Date:** Oct. 25, 1984

**State or Country Where Organized:** No Place Where Organized Found

**Assignee**

**Name:** GENERAL MILLS JEUX ET JOUETS

**Legal Entity Type:** UNKNOWN

**State or Country Where Organized:** No Place Where Organized Found

**Address:** No Assignee Address Found

**Correspondent**

**Correspondent Name:** YOUNG AND THOMPSON

**Correspondent Address:** 745 SOUTH 23RD ST.  
ARLINGTON, VA 22202

**Domestic Representative - Not Found**

**Assignment 7 of 9**

**Conveyance:** ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

**Reel/Frame:** 0548/0772

**Pages:** 1

**Date Recorded:** Jan. 08, 1987

**Supporting Documents:** No Supporting Documents Available

**Name:** GENERAL MILLS JEUX ET JOUETS

**Legal Entity Type:** UNKNOWN

**Assignor**

**Execution Date:** Oct. 31, 1985

**State or Country Where Organized:** No Place Where Organized Found

**Assignee**

**Name:** MECCANO

**Legal Entity Type:** UNKNOWN

**State or Country Where Organized:** No Place Where Organized Found

**Address:** 363 AVENUE ANTOINE DE SAINT-EXUPERY  
CALAIS PAS-DE-CALAIS, FRANCE

**Correspondent**

**Correspondent Name:** YOUNG & THOMPSON

**Correspondent Address:** 745 SOUTH 23RD STREET  
ARLINGTON, VA 22202

**Domestic Representative - Not Found**

**Assignment 8 of 9**

**Conveyance:** ASSIGNS THE ENTIRE INTEREST

**Reel/Frame:** 2483/0112

**Pages:** 45

**Date Recorded:** Mar. 25, 2002

**Supporting Documents:** assignment-tm-2483-0112.pdf



**Assignor**Name: MECCANO S.A.

Execution Date: May 10, 2001

Legal Entity Type: CORPORATION

State or Country: FRANCE  
Where Organized:**Assignee**Name: MECCANO S.N.

Legal Entity Type: CORPORATION

State or Country: FRANCE  
Where Organized:Address: 363, AVENUE DE SAINT EXUPERY  
CALAIS, FRANCE F62300**Correspondent**

Correspondent Name: VON MALTITZ, DERENBERG, KUNIN ET AL

Correspondent Address: V.T. GIORDANO  
60 E, 42ND STREET  
SUITE 4410  
NEW YORK, NY 10165**Domestic Representative - Not Found****Assignment 9 of 9**

Conveyance: CHANGE OF NAME

Reel/Frame: 3122/0865

Pages: 3

Date Recorded: Jul. 18, 2005

Supporting Documents: assignment-tm-3122-0865.pdf**Assignor**Name: MECCANO S.N.

Execution Date: Oct. 01, 2004

Legal Entity Type: JOINT STOCK COMPANY

State or Country: FRANCE  
Where Organized:**Assignee**Name: MECCANO

Legal Entity Type: JOINT STOCK COMPANY

State or Country: FRANCE  
Where Organized:Address: 73, RUE HENRI BARBUSSE  
CLICHY, FRANCE 92110**Correspondent**

Correspondent Name: V.T. GIORDANO

Correspondent Address: VON MALTITZ, DERENBERG, ET AL  
60 EAST 42ND STREET, SUITE 4410  
NEW YORK, NY 10165**Domestic Representative**

Domestic Representative Name: V.T. GIORDANO

Domestic Representative Address: VON MALTITZ, DERENBERG ET AL  
60 EAST 42ND STREET, SUITE 4410  
NEW YORK, NY 10165**Proceedings****Summary**

Number of Proceedings: 3

**Type of Proceeding: Opposition**Proceeding Number: 91204862

Filing Date: Apr 24, 2012

Status: Terminated

Status Date: Aug 07, 2012

Interlocutory Attorney: ANDREW P BAXLEY

**Defendant****Name:** Hasbro, Inc.**Correspondent** KIM J LANDSMAN**Address:** GOLENBOCK EISEMAN ASSOR BELL PESKOE LLP  
437 MADISON AVENUE , 35th FLOOR  
NEW YORK NY UNITED STATES , 10022**Correspondent e-mail:** [klandsman@golenbock.com](mailto:klandsman@golenbock.com) , [ejaffe@golenbock.com](mailto:ejaffe@golenbock.com)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MECHAFLEX	Abandoned - No Statement Of Use Filed	<u>85307106</u>	

**Plaintiff(s)****Name:** Meccano**Correspondent** JAY H GELLER**Address:** JAY H GELLER A PROF CORP  
12100 WILSHIRE BLVD, SUITE 500  
LOS ANGELES CA UNITED STATES , 90025**Correspondent e-mail:** [jhgeller@aol.com](mailto:jhgeller@aol.com)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MECCANO	Renewed	<u>71038385</u>	<u>83171</u>
MECCANO	Renewed	<u>71138647</u>	<u>157149</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 24, 2012	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 24, 2012	Jun 03, 2012
3	PENDING, INSTITUTED	Apr 24, 2012	
4	DELETE ENTRY	Jun 14, 2012	
5	STIPULATION FOR AN EXTENSION OF TIME	Jun 28, 2012	
6	ANSWER	Jul 12, 2012	
7	ANSWER ACCEPTED	Jul 12, 2012	
8	WITHDRAWAL OF APPLICATION	Aug 03, 2012	
9	BD'S DECISION: DISMISSED W/O PREJUDICE	Aug 07, 2012	
10	TERMINATED	Aug 07, 2012	

**Type of Proceeding: Opposition****Proceeding Number:** 91200734**Filing Date:** Jul 18, 2011**Status:** Terminated**Status Date:** Nov 08, 2011**Interlocutory Attorney:** MICHAEL B ADLIN**Defendant****Name:** Mechanical, LLC**Correspondent** LEE KIM**Address:** TUCKER ARENSBERG PC  
1 PPG PL , SUITE 1500  
PITTSBURGH PA UNITED STATES , 15222-5413**Correspondent e-mail:** [LKIM@TUCKERLAW.COM](mailto:LKIM@TUCKERLAW.COM)**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MECHANIMAL	Registered	<u>85097131</u>	<u>4181608</u>

**Plaintiff(s)****Name:** Meccano**Correspondent** JAY H GELLER

Address: 12100 WILSHIRE BLVD, SUITE 500  
LOS ANGELES CA UNITED STATES , 90025

Correspondent e-mail: [jhgeller@aol.com](mailto:jhgeller@aol.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MECCANO	Renewed	<u>71038385</u>	<u>83171</u>
MECCANO	Renewed	<u>71138647</u>	<u>157149</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 18, 2011	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 18, 2011	Aug 27, 2011
3	PENDING, INSTITUTED	Jul 18, 2011	
4	NOTICE OF DEFAULT	Sep 14, 2011	
5	BOARD'S DECISION: SUSTAINED	Nov 04, 2011	
6	BOARD'S DECISION: SUSTAINED	Nov 04, 2011	
7	TERMINATED	Nov 04, 2011	

**Type of Proceeding: Opposition**

Proceeding Number: 91192715

Filing Date: Nov 18, 2009

Status: Terminated

Status Date: Feb 24, 2011

Interlocutory Attorney: ELIZABETH WINTER

**Defendant**

Name: The Obb, LLC

Correspondent Address: HOWARD R FINE  
HOWARD R FINE ATTORNEY AT LAW  
2100 SANDERS ROAD , SUITE 200  
NORTHBROOK IL UNITED STATES , 60062

Correspondent e-mail: [howard@hfine.com](mailto:howard@hfine.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MECHANIX	Abandoned - After Inter-Partes Decision	<u>77392700</u>	

**Plaintiff(s)**

Name: MECCANO

Correspondent Address: JOHN A. CLIFFORD  
MERCHANT & GOULD  
3200 IDS CENTER 80 SOUTH EIGHTH STREET  
MINNEAPOLIS MN UNITED STATES , 55402

Correspondent e-mail: [jclifford@merchantgould.com](mailto:jclifford@merchantgould.com) , [astyles@merchantgould.com](mailto:astyles@merchantgould.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
MECCANO	Renewed	<u>71138647</u>	<u>157149</u>
MECCANO	Renewed	<u>71038385</u>	<u>83171</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Nov 18, 2009	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Nov 18, 2009	Dec 28, 2009
3	PENDING, INSTITUTED	Nov 18, 2009	
4	RESPONSE DUE 30 DAYS (DUE DATE)	Jan 14, 2010	Feb 13, 2010
5	BOARD'S DECISION: DISMISSED	Mar 13, 2010	
6	TERMINATED	Feb 24, 2011	

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Mark: MECCANOTECH

MECCANOTECH

US Serial Number: 86615844

Application Filing Date: Apr. 30, 2015

US Registration Number: 4836828

Registration Date: Oct. 20, 2015

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status Descriptor:



LIVE/REGISTRATION/Issued and Active

The trademark application has been registered with the Office.

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Oct. 20, 2015

Publication Date: Aug. 04, 2015

## Mark Information

Mark Literal Elements: MECCANOTECH

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Related Properties Information

Claimed Ownership of US Registrations: 0083171, 0157149

## Foreign Information

Priority Claimed: Yes

Foreign Application Number: 013437868

Foreign Application Filing Date: Nov. 06, 2014

Foreign Registration Number: 013437868

Foreign Registration Date: Mar. 31, 2015

Application/Registration Country: EUROPEAN (EU) OFFICE FOR HARMONIZATION IN THE INTERNAL MARKET (OHIM)

Foreign Expiration Date: Nov. 06, 2024

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: Toys, namely, construction toys, mechanical toys, and robotic toys; construction toys, namely, plastic and metal building components sold together as a unit with a computer program and computer peripherals

International 028 - Primary Class

U.S Class(es): 022, 023, 038, 050

**Class(es):**

**Class Status:** ACTIVE

**Basis:** 44(e)

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## Basis Information (Case Level)

---

**Filed Use:** No

**Currently Use:** No

**Amended Use:** No

**Filed ITU:** No

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** Yes

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** Yes

**Currently 44E:** Yes

**Amended 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

---

## Current Owner(s) Information

---

**Owner Name:** Meccano

**Owner Address:** 363 Avenue Antoine de Saint Exupéry  
62100 Calais FRANCE

**Legal Entity Type:** société par actions simplifiée (sas)

**State or Country** FRANCE  
**Where Organized:**

---

## Attorney/Correspondence Information

---

### Attorney of Record

**Attorney Name:** Susan Upton Douglass

**Docket Number:** MECC 1503327

**Attorney Primary** [sdouglass@frosszelnick.com](mailto:sdouglass@frosszelnick.com)  
**Email Address:**

**Attorney Email** Yes  
**Authorized:**

### Correspondent

**Correspondent** SUSAN UPTON DOUGLASS

**Name/Address:** Fross Zelnick Lehrman & Zissu P C  
866 United Nations Plz  
New York, NEW YORK UNITED STATES 10017-1822

**Phone:** 212-813-5900

**Correspondent e-mail:** [sdouglass@frosszelnick.com](mailto:sdouglass@frosszelnick.com)

**Correspondent e-mail** Yes  
**Authorized:**

### Domestic Representative

**Domestic** Susan Upton Douglass  
**Representative**  
**Name:**

**Phone:** 212-813-5900

**Domestic** [sdouglass@frosszelnick.com](mailto:sdouglass@frosszelnick.com)  
**Representative e-mail:**

**Domestic** Yes  
**Representative e-mail** Authorized:

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## Prosecution History

---

Date	Description	Proceeding Number
Oct. 20, 2015	REGISTERED-PRINCIPAL REGISTER	
Aug. 04, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Aug. 04, 2015	PUBLISHED FOR OPPOSITION	
Jul. 15, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jun. 27, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	66121
Jun. 22, 2015	ASSIGNED TO LIE	66121
Jun. 04, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 01, 2015	ASSIGNED TO EXAMINER	81840
May 13, 2015	NOTICE OF PSEUDO MARK E-MAILED	
May 12, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 04, 2015	NEW APPLICATION ENTERED IN TRAM	

# TM Staff and Location Information

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TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 20, 2015

# EXHIBIT B

**Generated on:** This page was generated by TSDR on 2016-10-14 15:07:12 EDT

**Mark:** MECCANOID

MECCANOID

**US Serial Number:** 86543944

**Application Filing Date:** Feb. 24, 2015

**Filed as TEAS RF:** Yes

**Currently TEAS RF:** Yes

**Register:** Principal

**Mark Type:** Trademark

**Status:** An Office action suspending further action on the application has been sent (issued) to the applicant. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

**Status Date:** Jun. 21, 2016

## Mark Information

**Mark Literal Elements:** MECCANOID

**Standard Character Claim:** Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

**Mark Drawing Type:** 4 - STANDARD CHARACTER MARK

## Related Properties Information

**Claimed Ownership of US Registrations:** 0083171, 0157149

## Foreign Information

**Priority Claimed:** Yes

**Foreign Application Number:** 013437918

**Foreign Application Filing Date:** Nov. 06, 2014

**Foreign Application/Registration Country:** EUROPEAN (EU) OFFICE FOR HARMONIZATION IN THE INTERNAL MARKET (OHIM)

## Goods and Services

**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** Programmable, interactive robots for personal, educational and hobby use, and structural parts therefor; Computer peripherals and computer programs for use in building and operating toy robots, sold together with plastic and metal building components; computer hardware

**International Class(es):** 009 - Primary Class

**U.S Class(es):** 021, 023, 026, 036, 038

**Class Status:** ACTIVE

**Basis:** 1(a) 44(d)

**First Use:** Jan. 06, 2015

**Use in Commerce:** Jan. 06, 2015

**For:** Construction toys; mechanical toys; robotic toys; construction toys, namely, plastic and metal building components sold together as a unit with a computer program and computer peripherals

**International Class(es):** 028 - Primary Class

**U.S Class(es):** 022, 023, 038, 050



Class Status: ACTIVE

Basis: 1(a) 44(d)

First Use: Jan. 06, 2015

Use in Commerce: Jan. 06, 2015

## Basis Information (Case Level)

Filed Use: Yes

Filed ITU: No

Filed 44D: Yes

Filed 44E: No

Filed 66A: No

Filed No Basis: No

Currently Use: Yes

Currently ITU: No

Currently 44D: Yes

Currently 44E: No

Currently 66A: No

Currently No Basis: No

Amended Use: No

Amended ITU: No

Amended 44D: No

Amended 44E: No

## Current Owner(s) Information

Owner Name: Meccano

Owner Address: 363 Avenue Antoine de Saint Exupéry  
62100 Calais  
FRANCE

Legal Entity Type: société par actions simplifiée (sas)

State or Country: FRANCE  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Susan Upton Douglass

Docket Number: MECC 1501400

Attorney Primary Email Address: [sdouglass@frosszelnick.com](mailto:sdouglass@frosszelnick.com)

Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: SUSAN UPTON DOUGLASS  
FROSS ZELNICK LEHRMAN & ZISSU, P.C.  
866 UNITED NATIONS PLZ  
NEW YORK, NEW YORK 10017-1822  
UNITED STATES

Phone: 212-813-5900

Fax: 212-813-5901

Correspondent e-mail: [sdouglass@frosszelnick.com](mailto:sdouglass@frosszelnick.com)

Correspondent e-mail Authorized: Yes

### Domestic Representative

Domestic Representative Name: Susan Upton Douglass

Phone: 212-813-5900

Fax: 212-813-5901

Domestic Representative e-mail: [sdouglass@frosszelnick.com](mailto:sdouglass@frosszelnick.com)

Domestic Representative e-mail Authorized: Yes

## Prosecution History

Date	Description	Proceeding Number
Jun. 21, 2016	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Jun. 21, 2016	LETTER OF SUSPENSION E-MAILED	6332
Jun. 21, 2016	SUSPENSION LETTER WRITTEN	81840
Jun. 18, 2016	TEAS/EMAIL CORRESPONDENCE ENTERED	76568
Jun. 18, 2016	CORRESPONDENCE RECEIVED IN LAW OFFICE	76568
Jun. 18, 2016	ASSIGNED TO LIE	76568
Jun. 10, 2016	TEAS RESPONSE TO SUSPENSION INQUIRY RECEIVED	
Dec. 18, 2015	NOTIFICATION OF INQUIRY AS TO SUSPENSION E-MAILED	
Dec. 18, 2015	INQUIRY TO SUSPENSION E-MAILED	

Dec. 18, 2015	SUSPENSION INQUIRY WRITTEN	81840
Jun. 04, 2015	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Jun. 04, 2015	LETTER OF SUSPENSION E-MAILED	6332
Jun. 04, 2015	SUSPENSION LETTER WRITTEN	81840
Jun. 01, 2015	ASSIGNED TO EXAMINER	81840
Mar. 10, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 27, 2015	NEW APPLICATION ENTERED IN TRAM	

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## TM Staff and Location Information

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### TM Staff Information

**TM Attorney:** HETZEL, DANNEAN

**Law Office** LAW OFFICE 106  
**Assigned:**

### File Location

**Current Location:** TMEG LAW OFFICE 106 - EXAMINING  
 ATTORNEY ASSIGNED

**Date in Location:** Jun. 21, 2016

Generated on: This page was generated by TSDR on 2016-10-14 15:07:17 EDT

Mark: MECCABRAIN

MECCABRAIN

US Serial Number: 86615830

Application Filing Date: Apr. 30, 2015

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark

TM5 Common Status  
Descriptor:



LIVE/APPLICATION/Under Examination

The trademark application has been accepted by the Office (has met the minimum filing requirements) and that this application has been assigned to an examiner.

Status: An Office action suspending further action on the application has been sent (issued) to the applicant. To view all documents in this file, click on the Trademark Document Retrieval link at the top of this page.

Status Date: Jun. 21, 2016

## Mark Information

Mark Literal Elements: MECCABRAIN

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Related Properties Information

Claimed Ownership of US Registrations: 0083171, 0157149

## Foreign Information

Priority Claimed: Yes

Foreign Application Number: 013437876

Foreign Application Filing Date: Nov. 06, 2014

Foreign Application/Registration Country: EUROPEAN (EU) OFFICE FOR HARMONIZATION IN THE INTERNAL MARKET (OHIM)

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*,\* identify additional (new) wording in the goods/services.

For: Based on 1(a) and 44(d): Computer software integrated into robots for use in programming sound and movement; computer programs for use in building and operating toy robots, sold together as a unit with plastic and metal building components; Based on 44(d): Programmable, interactive robots for personal, educational and hobby use, and structural parts therefor

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a) 44(d)

First Use: Jan. 06, 2015

Use in Commerce: Jan. 06, 2015

**For:** Based on 1(a) and 44(d): Construction toys, namely, plastic and metal building components sold together as a unit with a computer program and computer peripherals for use in robots for programming sound and movement; Based on 44(d): Construction toys; mechanical toys; robotic toys; construction toys, namely, plastic and metal building components sold together as a unit with a computer program and computer peripherals

**International Class(es):** 028 - Primary Class

**U.S Class(es):** 022, 023, 038, 050

**Class Status:** ACTIVE

**Basis:** 1(a) 44(d)

**First Use:** Jan. 06, 2015

**Use in Commerce:** Jan. 06, 2015

## Basis Information (Case Level)

**Filed Use:** Yes

**Currently Use:** Yes

**Amended Use:** No

**Filed ITU:** No

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** Yes

**Currently 44D:** Yes

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** No

**Amended 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

## Current Owner(s) Information

**Owner Name:** Meccano

**Owner Address:** 363 Avenue Antoine de Saint Exupéry  
62100 Calais FRANCE

**Legal Entity Type:** société par actions simplifiée (sas)

**State or Country** FRANCE  
**Where Organized:**

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Susan Upton Douglass

**Docket Number:** MECC 1503328

**Attorney Primary** [sdouglass@frosszelnick.com](mailto:sdouglass@frosszelnick.com)

**Attorney Email** Yes  
**Authorized:**

**Email Address:**

### Correspondent

**Correspondent** SUSAN UPTON DOUGLASS

**Name/Address:** Fross Zelnick Lehrman & Zissu P C  
866 United Nations Plz  
New York, NEW YORK UNITED STATES 10017-1822

**Phone:** 212-813-5900

**Correspondent e-mail:** [sdouglass@frosszelnick.com](mailto:sdouglass@frosszelnick.com)

**Correspondent e-mail** Yes  
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### Domestic Representative

**Domestic Representative** Susan Upton Douglass  
**Name:**

**Phone:** 212-813-5900

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**Domestic Representative e-mail** Yes  
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Jun. 04, 2015	LETTER OF SUSPENSION E-MAILED	6332
Jun. 04, 2015	SUSPENSION LETTER WRITTEN	81840
Jun. 01, 2015	ASSIGNED TO EXAMINER	81840
May 13, 2015	NOTICE OF PSEUDO MARK E-MAILED	
May 12, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 04, 2015	NEW APPLICATION ENTERED IN TRAM	

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## TM Staff and Location Information

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### TM Staff Information

**TM Attorney:** HETZEL, DANNEAN

**Law Office** LAW OFFICE 106  
**Assigned:**

### File Location

**Current Location:** TMEG LAW OFFICE 106 - EXAMINING  
 ATTORNEY ASSIGNED

**Date in Location:** Jun. 21, 2016